IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE NINETEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 11074 of 2004

Between:

M.V. Madhusudhan Reddy, S/o. Pedda Tirupal Reddy,
AP State Housing Corpn., Kota-II Section, Nellore, R/o. 11/143,

Old Hospital Road, Santhapeta, Nellore, Nellore District.

..... PETITIONER

AND

1. A.P. State Housing Corporation, rep by its Managing Director, Urdu Galli, Hyderabad

2. District Manager, A.P. State Housing Corporation, Nellore, Nellore District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus, or any other appropriate writ, order or direction, declaring the impugned order of the first Respondent dt. 16-6-2004 vide proceedings No. A8(1)/1475/2004 as illegal, arbitrary to the extent of rejecting regularization of the petitioner in the category of Assistant Engineer and ordering for treating the petitioner as Regular Work Inspector and for utilization of services in the said category as illegal, arbitrary and discriminatory in nature.

C**ounsel for the Petitioner:MR.C.NAGESWARA RAO**

Counsel for the Respondents : MR.V.CH.NAIDU

The Court made the following :

ORDER:

The petitioner is presently working as Assistant Engineer from 1991 onwards. By impugned proceedings dated 16-6-2004 the petitioner is reverted as work Inspector (Technical) duly treating him with retrospective effect from 08-08-1996 pursuant to the directions of this Court .

The learned Counsel for the Petitioner did not advance any argument as to how the impugned order made by the Managing Director, A.P. State Housing Corporation Limited on 16-6-2004 is illegal and unsustainable. Only he submits that in view of the order issued in G.O.Rt No. 114 dated 19-4-1999 the respondents may be directed to reconsider the case of the petitioner in the light of the orders issued in the said G.O. Rt. with a further direction to the respondent-Corporation to continue the petitioner a s in charge Assistant Engineer in the clear vacancy in the Corporation till he comes up for consideration for the post of Assistant Engineer that may arise in future.

Without going into the merits of the case and without deciding the legality or otherwise of the impugned order. the writ petition is disposed of with a direction to the respondents to consider the case of the petitioner in terms of the G.O.Rt No.114 dated 19-4-1999 and pass appropriate orders accordingly.. No costs.

Novembner 19th, 2004

Tsvk.

To

1)The Managing Director, A.P.State Housing Corporation, Urdu Galli,

Hyderabad.

2)The District Manager, A.P.State Housing Corporation,

Nellore, Nellore Distsrict

3. 2 C.D.Copies. .